

HERBERT B. WARD,
Plaintiff,

V.

DEPUTY STANLEY, JEFF CASSIDY, and
SULLIVAN COUNTY SHERIFF'S
OFFICE,

ORDER

This matter is before the Court to consider the Report and Recommendation of the United States Magistrate Judge [Doc. 7]. In the Report and Recommendation, the magistrate judge recommends that Plaintiff's Amended Complaint [Doc. 6] be dismissed with prejudice in part and without prejudice in part. The parties did not file objections to the Report and Recommendation.¹ *See* Fed. R. Civ. P. 72(b).

After thorough consideration of the Report and Recommendation and the record as a whole, the Court finds that the Report and Recommendation properly analyzes the issues presented. For the reasons set out in the Report and Recommendation, which are incorporated by reference herein, it is hereby **ORDERED** that the Report and Recommendation [Doc. 7] is **ADOPTED**. Plaintiff's Amended Complaint [Doc. 6] as to his Sixth Amendment claim relating to his ability to confront and cross-examine witnesses at his preliminary hearing is **DISMISSED WITHOUT PREJUDICE**, and the remainder of his Amended Complaint is **DISMISSED WITH PREJUDICE**.

SO ORDERED:

s/ Clifton L. Corker
United States District Judge